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Attorneys for Defendant
Roofing Wholesale Company, Inc

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

EDUARDO G. NIEVES, individually,

Plaintiff,

vs.

ROOFING WHOLESALE
COMPANY, INC., a Delaware
Corporation; MARTIN TAVARES,
individually; and JOSE NAVARRO,
individually,

Defendants.

Case No.: 2:11-cv-00247-JCM-RJJ

**STIPULATION AND ORDER FOR
DISMISSAL WITH PREJUDICE**

IT IS HEREBY STIPULATED AND AGREED between Plaintiff, Eduardo G. Nieves, by and through his counsel of record, and Defendants, Roofing Wholesale Company, Inc. ("Roofing Wholesale") and Martin Tavares ("Tavares"), by and through their counsel of record, that

1. Roofing Wholesale shall be dismissed from this action, with prejudice;
2. Pursuant to the Court's Order of July 14, 2011 (docket #23), Tavares has already been dismissed from this action, with prejudice, and that Tavares will not seek the attorney's fees granted by the July 14, 2011 Order;

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3. Defendant, Jose Navarro, has never been served in this case and Plaintiff dismisses Navarro from this action, with prejudice; and

4. Each party to bear its own attorney's fees and costs.

DATED this 12th day of December, 2011

DATED this 9th day of December, 2011

FISHER & PHILLIPS LLP

JOHN PETER LEE, LTD

By: 

By: 

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Wholesale Company, Inc. and
Martin Tavares

Attorneys for Plaintiff

IT IS SO ORDERED:


UNITED STATES DISTRICT JUDGE

Dated: December 15, 2011

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